NASA Case No. MSC-23178-1

Patent Application

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: William C. Schneider, et al. § Conf#:9636

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Serial No.: 10/005,820 § Group No.: 3671

MAY 2 7 2003

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Filed: December 4, 2001 §

GROUP 3600

§ Examiner: Alexandra Pechhold

For: DECELERATION-LIMITING §
ROADWAY BARRIER §

Commissioner for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

Dear Sir:

REQUEST FOR CLARIFICATION OF OFFICE ACTION MAILED APRIL 18, 2003

Applicants' attorney wishes to thank Examiner Pechhold and her supervisor for their consideration of the case during the telephone interviews of May 16, 2003.

As discussed, the Office action of May 18, 2003 included a rejection (paragraph 2 of the Office action) of Claims 1-3, 5-10, 12-14, 16-22, and 24-28 under 35 U.S.C. 103(a). Paragraph 3 of the Office action indicated that allowable subject matter was found in Claims 38-43, and that those claims would be allowable if placed in independent form. However, the Office action did not include a statement of the statutory basis for rejection of pending Claims 29-37. Although it might be assumed that the comments appearing at pages 7 and 8 suggest that the Examiner intended to reject those claims under the same principles and the same combination of references employed with respect to the rejection of Claims 1-3, 5-10, 12-14, 16-22, and 24-28, no statement was provided as to whether or not Claims 29-37 were being rejected under 35 U.S.C. 103(a), or whether the two

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references were applied as they were with respect to Claims 1-3, 5-10, 12-14, 16-22, and 24-28. Accordingly, it is respectfully requested that the Office action be corrected to clearly define the basis for the rejection of Claims 29-37.

Respectfully submitted,

James M. Cate, Reg. No. 25,181
Attorney for Applicants

NASA Johnson Space Center/HA
NASA Road One
Houston, Texas 77058
Telephone: 281-483-1001 or -4871
Datafax: 281-24408452